



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Walter H. Günzburg, Robert M. Saller and Brian Salmons

Application No.:

09/058,546

Group:

1632

Filed:

April 10, 1998

Examiner:

M. Wilson

Confirmation No.:

7592

For: Retroviral Vectors Carrying Senescent Cell Derived Inhibitors 1(SDI-1) or Antisense SDI-1 Nucleotide Sequences

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CERTIFICATE OF MAILING

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on

Date

12.23.02

Signature

Jenine Crump

Jenine Crump

Typed or printed name of person signing certificate

Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Sir:

Transmitted herewith is Amendment for filing in the above-identified application.☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.☐ A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	63	MINUS	* 60	3
INDEP	10	MINUS	** 9	1
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

* not fewer than 20

** not fewer than 3

SMALL ENTITY

	RATE	ADDIT. FEE
X	\$ 9	\$
X	\$42	\$
-	\$140	\$

TOTAL \$ 0

OTHER THAN
SMALL ENTITY

	RATE	ADDIT. FEE
X	\$18	\$ 54
X	\$84	\$ 84
-	\$280	\$

TOTAL \$ 138

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
	_____	\$	_____
	_____	\$	_____
	TOTAL:	\$	<u>0</u>

A check is enclosed in payment of the following fees:

<input checked="" type="checkbox"/>	Petition for four month Extension of Time	\$	<u>1440</u>
<input checked="" type="checkbox"/>	Amendment Fee	\$	<u>138</u>
<input checked="" type="checkbox"/>	Other Fees:		
	Request For Continued Examination (RCE)	\$	<u>740</u>
	_____	\$	_____
	TOTAL:	\$	<u>2318</u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Anne J. Collins
Anne J. Collins
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Concord, Massachusetts 01742-9133

Dated: December 23, 2002



HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

RCE 1/600

REQUEST

FOR

CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09 053,546
Filing Date	April 10, 1998
Confirmation Number	7592
First Named Inventor	Walter H. Günzburg
Group Art Unit	1632
Examiner Name	M. Wilson
Attorney Docket Number	2316.1008-000 (GSF98-02A)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO SB 29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ☐.
- iii. ☐ Other -- ☐.

b ☒ Enclosed

- i. ☒ Amendment
- ii. ☒ Amendment Fee Transmittal w/ Copy
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Petition for Extension of Time - Four month(s) with copy
- v. ☒ Other -- Exhibits A & B.

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2. Miscellaneous

- a ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ☐ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b ☐ Other -- ☐.

3. Fees The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.

a ☒ A check is enclosed for the following fees in the total amount of \$2,318.00
OR

☐ Authorization is granted to charge the following fees in the total amount of \$☐ to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes

- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Amendment Fee
- iv. ☐ Other -- ☐.

b ☒ Authorization is hereby granted to charge any deficiency in fees or credit any overpayments to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)

Anne J. Collins

Registration No. (Attorney Agent)

40,564

Signature

Anne J. Collins

Date

December 23, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box RCE, P.O. Box 2327, Arlington, VA 22202, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)

Jenine Crump

Signature

Jenine Crump

Date

December 23, 2002